

# FAX TRANSMISSION

**DATE:** October 27, 2003

**PTO IDENTIFIER:** Application Number 10/087,198  
Patent Number

**Inventor:** Daryl REAL et al.

**MESSAGE TO:** D. Jagoe

**FAX NUMBER:** (703) 872-9306

**FROM:** DARBY & DARBY P.C.

Bert J. Lewen

**PHONE:** (212) 527-7775

**Attorney Dkt. #:** 05407/100J328-US1

**PAGES (Including Cover Sheet):** 16

**CONTENTS:** This Fax Transmission Sheet and Certificate of Transmission (2pp)  
Original Fax Transmission Sheet and Certificate of Transmission (2pp)  
Fee Transmittal for FY 2004 (1p)  
Request for Extension of Time (2pp)  
Amendment Transmittal Letter (1p)  
Amendment in Response to Non-Final Office Action (8pp)

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (212) 527-7775 and send the original transmission to us by return mail at the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

DARBY & DARBY P.C.  
P.O. Box 5257, New York, New York 10160-5257  
Telephone: (212) 527-7700 Facsimile: (212) 753-6237

RECEIVED  
CENTRAL FAX CENTER

OCT 27 2003

OFFICIAL

# FAX TRANSMISSION

DATE: October 8, 2003

PTO IDENTIFIER: Application Number 10/087,198  
Patent Number

Inventor: Daryl REAL et al.

MESSAGE TO: D. Jagoe

FAX NUMBER: (703) 305-3230

FROM: DARBY & DARBY P.C.

Bert J. Lewen

PHONE: (212) 527-7775

Attorney Dkt #: 05407/100J328-US1

PAGES (Including Cover Sheet): 13

CONTENTS: Fax Transmission Sheet (1p)  
Fee Transmittal for FY 2004 (1p)  
Request for Extension of Time (2pp)  
Amendment Transmittal Letter (1p)  
Amendment in Response to Non-Final Office Action (7pp)  
Certificate of Transmission under 37 CFR 1.8 (1p)

If your receipt of this transmission is in error, please notify this firm immediate / by collect call to sender at (212) 527-7775 and send the original transmission to us by return mail to the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

DARBY & DARBY P.C.  
P.O. Box 5257, New York, New York 10150-5257  
Telephone: (212) 527-7700 Facsimile: (212) 753-6237

Application No.: 10/087,198

2

Docket No.: 05407/100J 28-US1

Please charge our Deposit Account No. 04-0100 in the amount of \$110.00 covering the fee set forth in 37 CFR 1.17(a)(1). The Commissioner is authorized to charge any deficiency of up to \$300.00 or credit any excess in this fee to Deposit Account No. 04-0100.

Dated: October 8, 2003

Respectfully submitted,

By Bert J. Lewen  
Bert J. Lewen  
Registration No.: 19,407  
DARBY & DARBY P.C.  
P.O. Box 5257  
New York, New York 10150-5257  
(212) 527-7700  
(212) 753-6237 (Fax)  
Attorneys/Agents For Applicant

OFFICIAL

RECEIVED  
CENTRAL FAX CENTER  
OCT 27 2003

{M:\5407\1J328US1\00066611.DOC }

PTO/SO:97 (12-97)

Approved for use through 9/30/00. OMB 0651-003

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## Certificate of Transmission Under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

This Fax Transmission Sheet and Certificate of Transmission (2pp)  
Original Fax Transmission Sheet and Certificate of Transmission (2pp)  
Fee Transmittal for FY 2004 (1p)  
Request for Extension of Time (2pp)  
Amendment Transmittal Letter (1p)  
Amendment in Response to Non-Final Office Action (8pp)

on October 27, 2003  
Date

  
SignatureEvelyn A. Herzog

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

**OFFICIAL****RECEIVED  
CENTRAL FAX CENTER****OCT 27 2003**

PTO/SB/97 (12-97)

Approved for use through 9/30/00. OMB 0651-0031

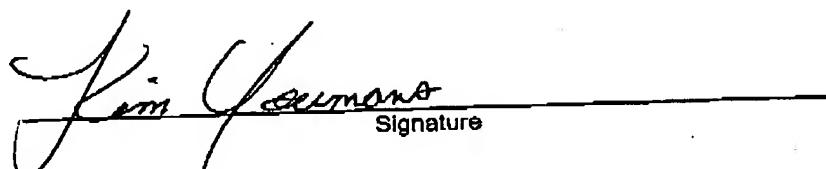
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## Certificate of Transmission Under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

Fax Transmission Sheet (1p)  
Fee Transmittal for FY 2004 (1p)  
Request for Extension of Time (2pp)  
Amendment Transmittal Letter (1p)  
Amendment in Response to Non-Final Office Action (7pp)  
Certificate of Transmission under 37 CFR 1.8 (1p)  
on October 8, 2003  
Date



Kim Youmans  
Signature

Kim Youmans  
Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

RECEIVED  
CENTRAL FAX CENTER

OCT 27 2003

OFFICIAL

AMENDMENT TRANSMITTAL LETTER				Docket No. 05407/10CJ3-3-US1
Application No. 10/087,198	Filing Date March 1, 2002	Examiner D. Jagoe	Att Unit 314	
Applicant(s): Daryl REAL et al.				
Invention: METHOD OF ENHANCING REPRODUCTIVE PERFORMANCE OF SOWS				
TO THE COMMISSIONER FOR PATENTS				
Transmitted herewith is an amendment in the above-identified application.				
The fee has been calculated and is transmitted as shown below.				
CLAIMS AS AMENDED				
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate
Total Claims	6	- 20 =	0	x
Independent Claims	2	- 5 =	0	x
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>				
Other fee (please specify):				
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:				
<input checked="" type="checkbox"/> Large Entity <input type="checkbox"/> Small Entity <input checked="" type="checkbox"/> No additional fee is required for this amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of \$ _____. A duplicate copy of this sheet is enclosed. <input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>04-0111</u> as described below. A duplicate copy of this sheet is enclosed. <input checked="" type="checkbox"/> Credit any overpayment. <input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.13 and 1.17.				
 Bert J. Lewen Attorney Reg. No.: 19,407				
Dated: <u>October 11, 2003</u>				
Express Mail Label No. _____ Dated: _____				

Use in lieu of PTC 1B/17 (08-03)  
(Form updated to reflect FY 2004 fees effective 10/1/03)

## FEE TRANSMITTAL for FY 2004

Effective 10/01/2003, Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$ 110.00)

### METHOD OF PAYMENT (check all that apply)

Check  Credit Card  Money Order  Other  None

Deposit Account:

Deposit Account Number

04-0100

Deposit Account Name

Darby & Darby P.C.

The Director is authorized to: (check off that apply)

Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) during the pendency of this application  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

### FEES CALCULATION

#### 1. BASIC FILING FEE

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	630	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

**SUBTOTAL (1) (\$ 0.00)**

#### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

		Extra Claims	Fee from below	Fee Paid
Total Claims	7	-20** =	0 x	=
Independent Claims	1	-3** =	0 x	=
Multiple Dependent				

Large Entity	Small Entity	Fee Description
Fee Code	Fee (\$)	Fee Description
1202	18	2202 9 Claims in excess of 20
1201	85	2201 43 Independent claims in excess of 3
1203	290	2203 145 Multiple dependent claim, if not paid
1204	86	2204 43 ** Reissue independent claims over original patent
1205	18	2205 9 ** Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2) (\$ 0.00)**

\*\* or number previously paid, if greater; For Reissues, see above

### Complete If Known

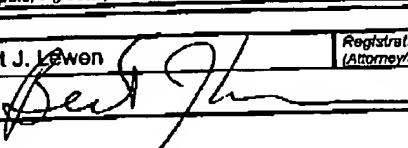
Application Number	10/087,198
Filing Date	March 1, 2002
First Named Inventor	
Examiner Name	D. Jagoe
Art Unit	1614
Attorney Docket No.	05407/100J328-US1

### FEES CALCULATION (continued)

#### 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	130	2051 65 Surcharge - late filing fee or oath	
1052	50	2052 25 Surcharge - late provisional filing fee or cover sheet	
1053	130	1053 130 Non-English specification	
1812	2,520	1812 2,520 For filing a request for ex parte reexamination	
1804	920*	1804 920* Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805 1,840* Requesting publication of SIR after Examiner action	
1251	110	2251 65 Extension for reply within first month	110.00
1252	420	2252 210 Extension for reply within second month	
1253	950	2253 475 Extension for reply within third month	
1254	1,480	2254 740 Extension for reply within fourth month	
1255	2,010	2255 1,005 Extension for reply within fifth month	
1401	330	2401 165 Notice of Appeal	
1402	330	2402 165 Filing a brief in support of an appeal	
1403	290	2403 145 Request for oral hearing	
1451	1,510	1451 1,510 Petition to institute a public use proceeding	
1452	110	1452 55 Petition to revive - unavoidable	
1453	1,330	2453 665 Petition to revive - unintentional	
1501	1,330	2501 665 Utility issue fee (or reissue)	
1502	480	2502 240 Design issue fee	
1503	640	2503 320 Plant issue fee	
1460	130	1460 130 Petitions to the Commissioner	
1807	50	1807 50 Proceeding fee under 37 CFR 1.17(f)	
1808	180	1808 180 Submission of information Disclosure Statement	
8021	40	8021 40 Recording each patent assignment or property (times number of properties)	
1809	770	2809 385 Filing a submission after final rejection (37 CFR 1.129(e))	
1810	770	2810 385 For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801 385 Request for Continued Examination (RCE)	
1802	900	1802 900 Request for expedited examination of a design application	
Other fee (specify)			
*Reduced by Basic Filing Fee Paid			
		<b>SUBTOTAL (3) (\$ 110.00)</b>	

(Complete if applicable)

SUBMITTED BY			
Name (Print/Type)	Bert J. Lewin	Registration No. (Attorney/Agent)	19,407
Signature		Telephone	(212) 527- 775
		Date	October 8, 2003

Express Mail Label No.

Dated: